



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

OCT 09 2009

REPLY TO THE ATTENTION OF:
SC-6J

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Campbell, Sr.
Olympic Oil Ltd.
5000 West 41st Street
Cicero, Illinois 60804-4524

Re: Request for Information Pursuant to Section 104(e) of CERCLA for
Olympic Oil Ltd., Cicero, Illinois

Dear Mr. Campbell:

The U.S. Environmental Protection Agency is currently investigating the source, extent, and nature of releases of hazardous substances, pollutants, or contaminants pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9601 et seq., as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. 99-499, including but not limited to the release of ethylene glycol at the Olympic Oil Ltd., 5000 West 41st Street, Cicero, Illinois on September 18, 2009.

Pursuant to the authority of Section 104(e) of the CERCLA, 42 U.S.C. § 9604(e), you are hereby requested to respond to the Information Request enclosed. Compliance with the enclosed Information Request is mandatory. Failure to respond fully and truthfully to each and every request within 20 days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by EPA and the imposition of penalties of up to \$37,500¹ for each day of noncompliance. Noncompliance is considered by EPA to be not only failure to respond to the Information Request but also failure to respond completely and truthfully to each request. Please be further advised that provision of false, fictitious, or fraudulent statements or

¹While the provisions of Section 104(e)(5) of CERCLA provide for a penalty per violation of up to \$25,000 per day, the Civil Monetary Penalty Inflation Adjustment Rule, published at 40 C.F.R. Part 19, increased the maximum penalty for each violation occurring on or after January 31, 1997, to \$27,500 per day, to \$32,500 for each violation that occurs between March 15, 2004 and January 12, 2009, and to \$37,500 for each violation that occurred after January 12, 2009.

DEFINITIONS

For the purpose of the Instructions and the Information Request set forth herein, the following definitions shall apply:

1. The term "you" or "Respondent" shall mean Olympic Oil Ltd., its officers, managers, employees, contractors, trustees, and agents.
2. The term "person" as used herein, in the plural as well as the singular, shall mean any natural person, firm, contractor, corporation, partnership, trust or governmental entity, unless the context indicates otherwise.
3. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA, including mixtures of hazardous substances with other substances including petroleum products.
4. The term "furnish," "describe," or "indicate" shall mean turning over to EPA either original or duplicate copies of the requested information in the possession, custody, or control of the Respondent. Where specific information has not been memorialized in any document but is nonetheless responsive to a request, you must respond to the request with a written response. If such requested information is not in your possession, custody, or control, then indicate where such information or documents may be obtained.
5. "Release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping or disposing of any hazardous substance.
6. "And" as well as "or" shall be construed either conjunctively or disjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside their scope.
7. The terms "transport" or "transportation" mean the movement of a hazardous substance by any mode, including pipeline, and in the case of a hazardous substance which has been accepted for transportation by a common or contract carrier, the terms "transport" or "transportation" shall include any stoppage in transit which is temporary, incidental to the transportation movement, and at the ordinary operating convenience of a common or contract carrier, and any such stoppage shall be considered as a continuity of movement and not as the storage of a hazardous substance.
8. The term "pollutant" or "contaminant" shall have the same definition as that contained in Section 101(33) of CERCLA, and include any mixtures of such pollutants and contaminants with any other substances.

INSTRUCTIONS

1. A separate response must be made to each of the questions set forth in this Information Request.
2. Precede each answer with the number in the Information Request to which it corresponds.
3. In answering each request, identify all contributing sources of information.
4. If information not known or not available to the Respondent as of the date of submission of its response should later become known or available, Respondent must supplement its response to EPA. Moreover, should the Respondent find, at any time after the submission of its response that any portion of the submitted information is false or misrepresents the truth, Respondent must notify EPA as soon as possible.
5. Your response must be accompanied by a notarized affidavit from a responsible company official or representative stating that the information provided in this response is true and accurate to the best of the Facility's knowledge. To the extent that any information you provided relating to these requests is based on your personal knowledge, or personal knowledge of your employees, agents, or their representatives, this information shall be in the form of a notarized affidavit.
6. The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. § 2.203(b). Information covered by such a claim will be disclosed by EPA only to the extent, and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. [See 41 Federal Register 36902 et seq. (September 1, 1976); 43 Federal Register 4000 et seq. (December 18, 1978)]. If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you. You should read carefully the above-cited regulations, together with the standards set forth in Section 104(e)(7) of CERCLA, before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim, as stated in Section 104(e)(7)(ii) of CERCLA.

INFORMATION REQUEST

1. Identify all persons consulted in the preparation of the answers to this request.
2. Identify all documentation consulted, examined, or referred to in the preparation of the answers to this request and provide copies of all such documents.
3. Provide the name and current address of the owner(s) of the property located at 5000 West 41st Street, Cicero, Illinois, during the time period of January 1, 2009, to the present.
4. Provide the name and current address of the operator(s) of the facility located at 5000 West 41st Street, Cicero, Illinois, during the time period of January 1, 2009, to the present.
5. Describe in detail the process that produced the release. With your description, please provide any supporting documents including, but not limited to, flow diagrams of the process which clearly identify the process flow and where in the process the release occurred.
6. Describe in detail the chain of events occurring prior to the release and continuing through to the mitigation of the release.
7. How much of each hazardous substance was released? Describe your method or source of information in calculating the quantity released and provide the calculations.
8. What was the duration of the release from onset to mitigation?
9. Describe the surfaces on or to which the release occurred, i.e., air, water, soil, parking lot, etc., and how much was released to each surface. Describe your method or source of information in calculating the quantity and provide the calculations.
10. What was the concentration of the hazardous substance(s)? Describe your method or source of information in determining the concentration.
11. Provide copies of any and all relevant descriptions of each hazardous substance(s) released, i.e., Material Safety Data Sheet, Manifest, Analytical Data, etc.
12. Provide the results of any and all analyses, including but not limited to sample results, that were conducted regarding this release.